

Substitute for Form PTO-1390 TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 004640-051
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/534,827	
INTERNATIONAL APPLICATION NO. PCT/CH03/00668	INTERNATIONAL FILING DATE 14 October 2003 (14.10.2003)	PRIORITY DATE CLAIMED 13 November 2002 (13.11.2002)	
TITLE OF INVENTION ROLLER PEELER WITH PNEUMATIC CONVEYING DEVICE			
APPLICANT(S) FOR DO/EO/US GÖRLITZ, Frank-Otto			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission to items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (22) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 			
Items 11 to 21 below concern document(s) or information included:			
<ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <u>Notification of Missing Requirements dated November 18, 2005; Response to Notification of Missing Requirements; Second Preliminary Amendment; and PCT/IPEA/409.</u> 			

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **Missing Requirements**
Frank-Otto Gorlitz)
Application No.: 10/534,827) Group Art Unit:
Filed: May 13, 2005) Examiner:
For: ROLLER PEELER WITH) Confirmation No.: 8867
PNEUMATIC CONVEYING DEVICE)
)
)

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

UNDER 35 U.S.C. 371

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. §371, attached is the Declaration of the inventors and the surcharge of \$130.00 for the Missing Parts.

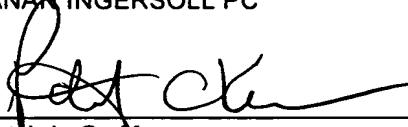
In accordance with a telephone conference today with personnel of the U.S. Patent and Trademark Office, a new Preliminary Amendment is submitted herewith which supersedes the Preliminary Amendment filed May 13, 2005. In the enclosed Amendment, original claims 1-7 of the International Application have been deleted, and the replacement claims 1-4, as registered at the International Bureau on March 22, 2004, have been resubmitted as claims 8-11, along with new claims 12-14. Translations of the annexes are believed to have been submitted within the 30 months from the priority document (i.e., May 13, 2005). A copy of the translated

International Preliminary Examination Report dated February 15, 2005 is enclosed herewith.

Respectfully submitted,

BUCHANAN INGERSOLL PC

Date: January 9, 2005

By: 
Patrick C. Keane
Registration No. 32,858

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Rec'd USPTO 09 JAN 2006



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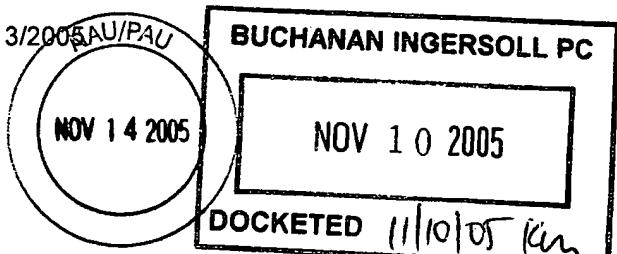
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/534,827	Frank-Otto Gorlitz	004640-051
INTERNATIONAL APPLICATION NO.		
PCT/CH03/00668		
I.A. FILING DATE		PRIORITY DATE
10/14/2003		11/13/2002
CONFIRMATION NO. 8867		
371 FORMALITIES LETTER		
 OC000000017378935		

Date Mailed: 11/08/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/13/2005
- English Translation of the IA filed on 05/13/2005
- Copy of the International Search Report filed on 05/13/2005
- Copy of IPE Report filed on 05/13/2005
- Copy of Annexes to the IPER filed on 05/13/2005
- Copy of Article 19 Amendments filed on 05/13/2005
- English Translation of Article 19 Amendments filed on 05/13/2005
- Preliminary Amendments filed on 05/13/2005
- Information Disclosure Statements filed on 05/13/2005
- U.S. Basic National Fees filed on 05/13/2005
- Priority Documents filed on 05/13/2005
- Non-English Language Application filed on 05/13/2005
- Specification filed on 05/13/2005
- Claims filed on 05/13/2005
- Abstracts filed on 05/13/2005
- Drawings filed on 05/13/2005



MISSING PARTS DUE

11/08/06

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Surcharge.**

Additionally the following defects have been observed:



- Article 19 amendments have not been entered because not page per page..
- The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,827	PCT/CH03/00668	004640-051